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4 LIFESCAN, INC., et al.,
5 Plaintiffs,
6 v.
7 SHASTA TECHNOLOGIES, LLC, et al.,
8 Defendants.

9 Case No. [12-cv-06360-JST](#)
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**ORDER VACATING MOTION
HEARING; ORDER TO SHOW CAUSE**

Re: Dkt. Nos.: 14, 40.

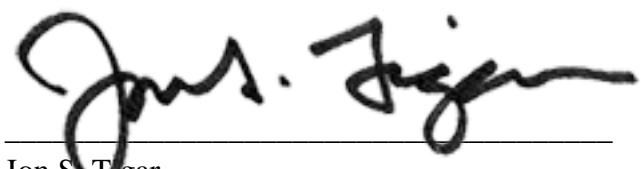
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13 A hearing is scheduled for March 21, 2013, on Shasta and Conductive's motion to dismiss,
14 Dkt. No 40, and Plaintiffs' motion for a preliminary injunction, Dkt. No. 14. The hearing is
15 VACATED in light of Judge Davila's order granting Plaintiffs' motion for a preliminary
16 injunction in *LifeScan v. Shasta*, 5:11-CV-04494-EJD. See Dkt. No. 82, Plaintiffs' Statement of
17 Recent Decision.

18 By March 27, 2013, Plaintiffs shall show cause, in writing, why their claims should not be
19 dismissed for lack of standing in light of Judge Davila's order, which appears to eliminate any
20 case or controversy between the parties. Plaintiffs must support their position with relevant
21 authority. The filing must contain a proposal as to what the Court should do with respect to the
22 pending motions and the case as a whole. Defendants may file a response by April 1, 2013.

23 Alternatively, the parties may file a stipulation on or before March 25, 2013, that proposes
24 a course of action supported by authority with respect to the pending motions and Plaintiffs'
25 claims.

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1 **IT IS SO ORDERED.**
2 Dated: March 20, 2013
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Jon S. Tigar
United States District Judge